



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

MEH:ddj

Docket No: 6192-00

19 December 2000

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 19 December 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by CMC memorandum 1040 MPP-25 of 13 November 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
3280 RUSSELL ROAD
QUANTICO, VIRGINIA 22134-5103

IN REPLY REFER TO:
1040
MPP-25
13 Nov 00

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS

Subj: BCNR APPLICATION IN THE CASE OF [REDACTED]
433 17 4003

1. Upon review of the subject route sheet we submit the following comments:

a. By well established Marine Corps policy (MCO 7220.24M, 7 May 90), Marines must reenlist for at least 48 months to be eligible for the Selective Reenlistment Bonus Program (SRBP). Sergeant Alford would have had to reenlist past Sergeant term limits of 13 years to be eligible for the SRBP.

b. Waivers to term limits can only be granted by the Commandant of the Marine Corps. No such waiver was granted for Sergeant [REDACTED]. Sergeant [REDACTED] has not provided any information that would support the waiver of service limits.

c. Service limits are established to ensure the Marine Corps promotes and retains the best qualified Marines in the career force. Service limits provide ample opportunities for promotion consideration and career progression before reaching mandatory separation.

2. Recommend Sergeant [REDACTED] reenlistment contract length remain as is.

[REDACTED]
Head, Manpower Plans Programs and
Budget Branch